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United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

TERRANCE JOHN COX,

Defendant.

CASE NO. 1:22-cr-00214 NODJ-BAM

STIPULATION TO RESET CHANGE
OF PLEA HEARING; FINDINGS AND
ORDER

Date: January 21, 2025
Time: 9:30 a.m.
Judge: Hon. Troy L. Nunley
Courtroom No. 5

STIPULATION

The United States of America, by and through its counsel of record, and defendant, by and through his counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for change of plea on January 21, 2025 at 9:30 a.m.
2. By this stipulation, the parties now move to continue and reset the matter for change of plea before the Court for **February 3, 2025, at 9:30 a.m.**, and to exclude time between the date of this stipulation and **February 3, 2025** under 3161(h)(7)(A), (B)(ii), B(iv) [Local Codes T2 and T4].
3. The parties agree and stipulate, and request that the Court find the following:
 - a. On January 15, 2025, the parties were made aware that the January 21, 2025 change

1 of plea hearing will be reset to February 3, 2025. The parties request that time be excluded under the
2 Speedy Trial Act, 18 U.S.C. § 3161, et seq., from the date of this stipulation through and including
3 February 3, 2025, to allow defendant to continue to consult with counsel, and to prepare for and
4 attend a change of plea hearing, and for the Court's consideration of forthcoming plea documents.

5 c. Counsel for defendant believes that failure to grant the above-requested
6 continuance/time exclusion would deny them the reasonable time necessary for effective
7 preparation, taking into account the exercise of due diligence.

8 d. The government does not object to, agrees to, and jointly requests the
9 continuance/time exclusion.
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11 e. Based on the above-stated findings, the ends of justice served by continuing the case
12 as requested outweigh the interest of the public and the defendant in a trial within the original date
13 prescribed by the Speedy Trial Act.

14 f. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et
15 seq., within which trial must commence, the time period of the date of this stipulation to February 3,
16 2025, inclusive, is deemed excludable pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and 3161(h)(7)(B)(i)
17 and (iv) [Local Codes T2 and T4] because the ends of justice served by taking such action outweigh
18 the best interest of the public and the defendant in a speedy trial.
19

20 4. Nothing in this stipulation and order shall preclude a finding that other provisions of
21 the Speedy Trial Act dictate that additional time periods are excludable from the period
22 within which a trial must commence.

23 IT IS SO STIPULATED.

24 DATED: January 17, 2025

25 By: /s/Mark W. Coleman
26 MARK W. COLEMAN
27 Attorney for Defendant
28 TERRANCE JOHN COX


1 DATED: January 17, 2025

/s/ Henry Z. Carbajal III
HENRY Z. CARBAJAL III
Assistant United States Attorney

4 **ORDER**

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6 IT IS SO FOUND AND ORDERED. For the purpose of computing time under the Speedy
7 Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of the date
8 of this stipulation to February 3, 2025, inclusive, is deemed excludable pursuant to 18 U.S.C. §
9 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv) [Local Codes T2 and T4] because the ends of justice
10 served by taking such action outweigh the best interest of the public and the defendant in a speedy
11 trial.

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13 DATED: January 17, 2025

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Troy L. Nunley
15 Chief United States District Judge
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